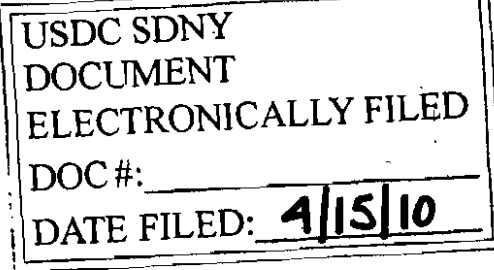


By Fed Ex

April 12, 2010



The Honorable Richard M. Berman  
United States District Judge  
United States District Court  
Southern District of New York  
500 Pearl Street, Room 650  
New York, New York 10007

**MEMO ENDORSED**  
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Re: *United States vs. Aafia Siddiqui*  
08 Cr. 826 (RMB)

Dear Judge Berman:

We represent defendant Aafia Siddiqui (hereafter Dr. Siddiqui) in the above-captioned proceeding. We write to request an adjournment of the sentencing of Dr. Siddiqui, which is currently scheduled for May 6, 2010 at 2:30 p.m. Under the current briefing schedule, defense counsel and the government are to file their sentencing memoranda on April 15, 2010 and April 22, 2010 respectively. We seek an adjournment of approximately 90 days for the reasons outlined below. The government has consented to our request. This is defense counsel's first application for an adjournment of Dr. Siddiqui's sentencing.

The primary reason for seeking an adjournment of Dr. Siddiqui's sentencing is the reality, as conveyed to us by the Pakistan embassy, that it may take up to 90 days for visas to be obtained by Dr. Siddiqui's family members should they decide to come to her sentencing. While there are many considerations involved as to the advisability of Dr. Siddiqui's sister and mother coming to the sentencing – not least is the declining health of Dr. Siddiqui's mother – we believe it is best if we adjourn the sentencing for at least 90 days to allow Fawzia and Ismaat Siddiqui the opportunity to make plans to come.

Another reason for seeking an adjournment is that defense counsel has a pending discovery request of the government concerning any and all classified information in its possession or accessible to the government upon request to other government bodies concerning either Dr. Siddiqui's alleged membership in or support of any terrorist organization or activity or her detention by the United States, a foreign government or any organization. In response to our request, the government has recently asked for and we consented to more time to do its due diligence before formally responding. In light of the Probation Office's application of the so-called terrorism enhancement (§ 3A1.3 of the Sentencing Guidelines) with respect to Dr. Siddiqui's offense conduct in the preliminary draft of the Presentence Investigation Report, we view discovery on the issue of our client's alleged participation in any terrorist activity as central to the litigation of an enhancement that places our client in jeopardy of receiving a life sentence. With stakes so high, we believe that a deliberate pace towards sentencing is warranted.

Honorable Richard M. Berman

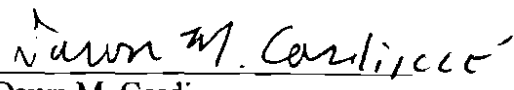
April 12, 2010

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Finally, as the Court is well aware, Ms. Elaine Sharp has the most significant relationship – in terms of history and quality – with Dr. Siddiqui and she has been unable to take an active part in sentencing preparations. That is because her husband Daniel Sharp passed away in mid-February. The 90-day adjournment that we seek will allow Ms. Sharp to commence her assistance of Dr. Siddiqui in identifying and obtaining information, records and material that we believe are relevant to the sentencing proceedings.

We thank the Court for its consideration of this request.

Respectfully submitted,

  
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Honorable Richard M. Berman  
April 12, 2010  
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/s/  
\_\_\_\_\_  
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/s/  
\_\_\_\_\_  
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cc: Christopher LaVigne (by fax)  
David Rody  
Jenna Dabbs  
Assistant United States Attorneys

*At the parties request,  
sentencing is adjourned to  
Wed, July 21, 2010 @ 9:30 A.M.  
Defense submissions by June  
28, 2010; Govt response by July  
12, 2010. Final.*

SO ORDERED

Date: 4/15/10 *Richard M. Berman*  
Richard M. Berman, U.S.D.J.